

McDermott Will & Emery

Boston Brussels Chicago Düsseldorf London Los Angeles Miami Milan
Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

RECEIVED
CENTRAL FAX CENTER
JUL 13 2005

FACSIMILE

Date: July 13, 2005

Time Sent:

To:	Company:	Facsimile No:	Telephone No:
	USPTO	703-872-9306	
From:	Toby H. Kusmer	Direct Phone:	617.535.4065
E-Mail:	tkusmer@mwe.com		
Sent By:	Erin Olson	Direct Phone:	617.535.3953
Client/Matter/Tkpr:	38484-076-5470	Original to Follow by Mail:	No
		Number of Pages, Including Cover:	23

Message:

In re Patent Application of:	Brock, et al.	Art Unit:	1743
Application Number(s):	10/821,441	Examiner:	Levkovich, Natalia A.
Filing Date:	April 9, 2004	Confirm No.:	1340
Title:	TRAY ASSEMBLY FOR OPTICAL INSPECTION APPARATUS		
Docket Number:	38484-076 (BYRK-023)		

RECEIVED
OIPE/IAP

JUL 15 2005

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the below address by mail. Thank you.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL AS SOON AS POSSIBLE.

Main Facsimile: 617.535.3800 Facsimile Operator: 617.535.4000

U.S. practice conducted through McDermott Will & Emery
28 State Street Boston, Massachusetts 02109-1775

Telephone: 617.535.4000

PAGE 1/23 * RCVD AT 7/13/2005 3:06:19 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-1/2 * DNIS:8729306 * CSID:1 617 535 3800 * DURATION (mm-ss):07-36

PTO/SB/30 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request for Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/821,441
	Filing Date	April 09, 2004
	First Named Inventor	DAVID BROCK, et al.
	Art Unit	1743
	Examiner Name	Levkovich, Natalia A.
	Attorney Docket Number	BYRK-0023

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____
2. **Miscellaneous**
- a. ☐ Suspension of action of the above-identified application is requested under 37 CFR 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1133. I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e) \$790
- ii. ☐ Extension of time fee (37 CFR 1.138 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Toby H. Kuster</i>	Date	7/13/05
Name (Print/Type)	Toby H. Kuster	Registration No.	28,418

CERTIFICATE OF MAILING OR TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted (703-872-9306) to the U.S. Patent and Trademark Office on the date shown below.			
Signature	<i>Erin M. Olson</i>	Date	7/13/05
Name (Print/Type)	Erin M. Olson		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-8199 and select option 2.

BST99 1465454-1.038484.0076

10821441

501133

07/15/2005 SFELEK1 00000030

01 FC:1801

790.00 DA